



Express Mail Label No: EL932826548US

Date of Deposit: February 13, 2003

Atty. Docket No.: 25436/1712

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#11

Application of: Alan L. Greener, et al.  
Serial No.: 09/894,806  
Filed: June 28, 2001  
Entitled: "Room Temperature Stable  
Competent Cells"

Examiner: Marvich, M.

Group Art Unit: 1636

Conf. No.: 4116

Commissioner for Patents  
Washington, D.C. 20231

AMENDMENT TRANSMITTAL LETTER

Sir:

1. Transmitted herewith is an amendment in response to the Office Action mailed on August 13, 2002 in the above-referenced patent application.

STATUS

2. Applicant is  
☒ a small entity.  
☐ other than small entity.

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EXTENSION OF TIME

3. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

<input checked="" type="checkbox"/>	Applicant petitions for an extension of time under 37 CFR 1.136		
	Extension (months)	Fee for other than small entity	Fee for small entity
<input type="checkbox"/>	ONE month	\$110.00	\$55.00
<input type="checkbox"/>	TWO months	\$410.00	\$205.00
<input checked="" type="checkbox"/>	THREE months	\$930.00	\$465.00
<input type="checkbox"/>	FOUR months	\$1,450.00	\$725.00
<input type="checkbox"/>	FIVE months	\$1,970.00	\$985.00
		Fee	\$465.00

If an additional extension of time is required, please consider this a petition therefor.

- (a) ☐ An extension for \_\_\_\_\_ has already been secured and the fee paid therefor of \$ \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

02/14/2003 HARBELR1 00000120 09894806

465.00 DP

01 FC:2253

Extension fee due with this request \$465.00

OR

- (b) ☐ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

### FEE FOR CLAIMS

4. The fee for claims (37 CFR 1.16(b)-(d)) has been calculated as shown below:

CLAIMS AS AMENDED						
	(1)	(2)	(3)			
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT NUMBER EXTRA	RATE	FEE
TOTAL CLAIMS	85	minus	83	2	x \$18	36.00
INDEPENDENT CLAIMS	3	minus	2	1	x \$84	84.00
MULTIPLE DEPENDENT CLAIM ADDED	No				\$280	0
				TOTAL		120.00
If applicant has small entity status under 37 CFR 1.9 and 1.27, then divide total fee by 2 and enter amount here.				SMALL ENTITY TOTAL		\$60.00

- (c) ☐ No additional fee for claims is required.

OR

- (d) ☒ Total additional fee for claims required \$60.00


### FEE PAYMENT

5. ☒ Attached is a check in the sum of \$525.00
- ☒ Charge Deposit Account No. 16-0085, Reference No. 25436/1712 any additional necessary fees.

- ☐ Charge the amount of \$ \_\_\_\_\_ to Deposit Account No. 16-0085, Reference No. \_\_\_\_\_ and any additional necessary fees. A duplicate of this transmittal is attached.

Respectfully submitted

*Mark J. Fitzgerald*  
*Reg. No. 48,928 A*  
*Kathleen Williams*

  
Name: Kathleen Williams  
Registration. No.: 34,380  
Customer No.: 27495  
Palmer & Dodge LLP  
111 Huntington Avenue  
Boston, MA 02199-7613  
Tel: 617-239-0100



2-14-03

1636/s

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.10**

I hereby certify that the paper (and any paper or fee referred to as being enclosed) is being deposited with the United States Postal Service using Express Mail to Addressee Service, under 37 C.F.R. Section 1.10, **Express Mail Label No. EL932826548US** on this date, **February 13, 2003**, postage prepaid, in an envelope addressed to Commissioner for Patents, Washington, D.C. 20231.

Mary Wilson

Name of Person Mailing Paper

Signature of Person Mailing Paper

Commissioner for Patents  
Washington, D.C. 20231

**TRANSMITTAL LETTER**

Enclosed for filing in the above-identified patent application, please find the following documents:

1. Amendment & Response to Office Action mailed August 13, 2002, including Exhibits A-C;
2. Amendment Transmittal Letter (includes petition for extension of time);
3. Rule 132 Declaration of Alan L. Greener;
4. Rule 131 Declaration of Alan L. Greener, including exhibit 1;
5. Rule 131 Declaration of James F. Jolly, including exhibit 1;
6. Check in the amount of \$525.00 for the requisite fee; and
7. Return Post Card.

The Commissioner for Patents is hereby authorized to charge any additional fees or credit any overpayment in the total fees to Deposit Account No. 16-0085, Reference No. 25436/1712.

A duplicate of this transmittal letter is enclosed for this purpose.

Respectfully submitted,

Date: February 13, 2003

Name: Kathleen Williams

Registration No.: 34,380

Customer No.: 27495

Palmer & Dodge LLP

111 Huntington Avenue

Boston, MA 02199-7613

Tel: 617-239-0100

*Mark J. Fitzgerald*  
Ref. No. 45,928 for  
*Kathleen Williams*

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**PALMER & DODGE LLP**111 HUNTINGTON AVENUE AT PRUDENTIAL CENTER  
BOSTON, MA 02199-7613**FAX**

sending 14 pages (including cover sheet)

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<b>DATE</b>	March 12, 2003	<b>SENDER ID #</b>	1214
<b>FROM</b>	Mary Wilson for Mark J. FitzGerald	<b>CLIENT #</b>	25436/1712
<b>DIRECT DIAL #</b>	617-239-0351		
<b>NAME</b>	<b>COMPANY</b>	<b>PHONE #</b>	<b>FAX #</b>
Maria Marvich	USPTO	703-605-1207	703-746-3971

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**COMMENTS:****RE: Executed Rule 131 Declaration of Inventor James F. Jolly**

Dear Examiner Marvich,

Attached is the executed 131 Declaration of James F. Jolly to replace the unexecuted version filed with the response to Office Action filed February 13, 2003.

Thank you,

Mark J. FitzGerald, Ph.D.,  
Reg. No.: 45,928

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